

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 19, 2005, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...RED RIBBON WEEK IN CLERMONT COUNTY...05-1013-001...ADOPTED

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating October 23, 2005 through October 31, 2005 to be "Red Ribbon Week" in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Yes.

IN RE: COUNTY ENGINEER...CHANGE ORDERS NUMBER 2, 3, AND 4, FINAL, TO THE CONTRACT WITH BARRETT PAVING MATERIALS, INC. FOR PROJECT NUMBER UN-08-04 RELATIVE TO THE BEECHWOOD ROAD CONNECTION TO CHAMBER DRIVE ROAD IMPROVEMENTS PROJECT LOCATED IN UNION TOWNSHIP...04-0528-004...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Orders Number 2, 3, and 4, Final, to the Contract with Barrett Paving Materials, Inc., 7374 Main Street, Cincinnati, Ohio 45244, previously ratified by the Board on 08/25/04 and subsequently amended on 06/01/05, for Project Number UN-08-04 relative to the Beechwood Road Connection to Chamber Drive Road Improvements Project located in Union Township, which represents increases and/or decreases in the amounts of \$17,758.57, \$91,218.28, and \$32,480.02, respectively, for a total adjusted contract price to date of \$1,222,865.85 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...PROJECT NUMBER MI-04-05 RELATIVE TO THE WOLFPEN-PLEASANT HILL INTERSECTION IMPROVEMENTS PROJECT AT ALLEN DRIVE LOCATED IN MIAMI TOWNSHIP...ACKNOWLEDGMENT OF THE ISSUANCE OF ADDENDUM NUMBER ONE, AS WELL AS, RECEIPT OF ADDENDUM NUMBER ONE BY ALL BIDDERS RELATIVE THERETO; WAIVER OF THE SEVENTY-TWO HOUR NOTICE REQUIRMENT FOR ADDENDUMS RELATIVE TO EXTENDING THE DATE FOR RECEIPT OF BIDS THEREFORE; AND AWARD OF BID AND EXECUTION OF CONTRACT RELATIVE THERETO...05-0901-002...RATIFIED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to acknowledge the issuance of Addendum Number One, as well as, the receipt of Addendum Number One by all bidders for Project Number MI-04-05 relative to the Wolfpen-Pleasant Hill Intersection Improvements Project at Allen Drive located in Miami Township; to waive the seventy-two hour notice requirement for Addendums relative to extending the date for receipt of bids therefore; and further, to award the bid for Project Number MI-04-05 relative to the Wolfpen-Pleasant Hill Intersection Improvements Project at Allen Drive located in Miami Township, pursuant to the plans and specifications thereto, to John R. Jurgensen Company, 11641 Mosteller Road, Cincinnati, Ohio 45241, for their lowest and best bid received therefore on 09/29/05, in the amount of \$294,626.00, and to execute the Contract relative thereto, pursuant to the terms and conditions set forth therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 222-05/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **222-05** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: FACILITIES MANAGEMENT DEPARTMENT...AWARD OF BID FOR SOLID WASTE COLLECTION/DISPOSAL SERVICES FOR VARIOUS COUNTY FACILITIES LOCATED WITHIN CLERMONT COUNTY, OHIO, AND EXECUTION OF CONTRACT RELATIVE THERETO...05-0316-001...RATIFIED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to award the bid for Solid Waste Collection/Disposal Services for various county facilities located within Clermont County, Ohio, pursuant to the specifications therefore to Rumpke of Ohio, Inc., 10795 Hughes Road, Cincinnati, Ohio 45251 for their lowest and best bid received therefore on 08/25/05 in the amount of \$23,463.79 per year, effective 10/01/05 through 09/30/08 with an option to renew for an additional one year period and to authorize the execution of the Contract relative thereto, pursuant to the terms and conditions specified therein and the award of the bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...DESIGNATION OF APPOINTMENT TO THE AREA 12 WORKFORCE INVESTMENT BOARD FOR SAME...05-0624-009...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to appoint Berta Velilla of Child Focus, Inc., 555 Cincinnati-Batavia Pike, Cincinnati, Ohio 45244 to serve as a Business Representative on the Area 12 Workforce Investment Board to fill the unexpired term of Greg Massa, effective 10/01/05 through 06/30/07.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF SERVICE AGREEMENT WITH LIFEWAY FOR YOUTH FOR THE PROVISION OF THERAPEUTIC FOSTER CARE SERVICES FOR SAME...05-1010-001...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of Cynthia DeWitt, Assistant County Administrator, to execute the Purchase of Service Agreement by and between the County of Clermont, Ohio, and Lifeway for Youth, 127 Quick Road, New Carlisle, Ohio 45344 for the provision of therapeutic foster care services for children in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, at the rates of \$46.35 for children ages birth to 7 and \$65.00 for children ages 7 and older, effective 10/01/05 through 09/30/06, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...ACCEPTANCE OF THE CONTRACT WITH FLANNERY DEVELOPERS, LTD. FOR THE CONSTRUCTION OF AN UPSIZED 24" SANITARY SEWER MAIN IDENTIFIED AS PROJECT NUMBER 651-0642 RELATIVE TO THE NORTH AFTON SANITARY SEWER PROJECT, PHASE I, LOCATED IN BATAVIA TOWNSHIP AS COMPLETE; ACCEPTANCE OF THE EXTENSION OF THE PERFORMANCE/PAYMENT BOND; AUTHORIZATION OF PARTIAL PAYMENT NUMBER 8, FINAL; AND AUTHORIZATION OF THE EXECUTION OF A MAINTENANCE BOND AS SURETY FOR THE INSTALLATION OF THE SANITARY SEWER MAIN EXTENSION RELATIVE THERETO...01-1107-001 AND 05-1012-002...RATIFIED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the Contract by and

between the County of Clermont, Ohio, and Flannery Developers, Ltd., now located at 4594 Tealtown Road, Batavia, Ohio 45103 for the construction of an upsized 24" sanitary sewer main identified as Project Number 651-0642 relative to the North Afton Sanitary Sewer Project, Phase I, located in Batavia Township as Complete as of 02/02/05; to accept the extension of the Performance/Payment Bond as surety therefore through 02/05/06; to authorize Partial Payment Number 8, Final, in the amount of \$100,000.00 (previously withheld until project completion and acceptance) less \$36,000.00 in Inspection Fees (which was to have been paid to Clermont County), for a total balance due of \$64,000.00 (completing the County's payment of the maximum \$800,000.00 for the upsizing of this sewer main from a 12" to a 24" sewer main) and to authorize the Clermont County Auditor to issue a check in the amount of \$64,000.00 payable jointly to Flannery Developers, Ltd. and Nelson Stark Company (Flannery's contractor); and further, to execute the Maintenance Bond in the amount of \$66,045.00 as surety for the installation of the sanitary sewer main extension relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...CONTRACT FOR PROFESSIONAL SERVICES WITH BURGESS & NIPLE, INC. FOR THE PROVISION OF DESIGN REVISIONS AND CONTRACT ADMINISTRATION SERVICES FOR PROJECT NUMBER 651-0845 RELATIVE TO THE O'BANNON CREEK WASTEWATER TREATMENT PLANT RENOVATIONS PROJECT LOCATED WITHIN GOSHEN TOWNSHIP...05-1010-004...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, E.I.T., Design Engineer, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Burgess & Niple, Inc., 312 Plum Street, 12th Floor, Cincinnati, Ohio 45202 for the provision of design revisions and contract administration services for Project Number 651-0845 relative to the O'Bannon Creek Wastewater Treatment Plant Renovations Project located within Goshen Township, at a cost not to exceed \$139,300.00, with said services to be completed by January 2008 upon issuance of a written Notice to Proceed from the Office of the Sanitary Engineer, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBER 223-05/RESOLUTION DETERMINING TO MAKE IMPROVEMENTS KNOWN AS PROJECT NUMBER 651-0845 RELATIVE TO THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE O'BANNON CREEK WASTEWATER TREATMENT PLANT RENOVATIONS PROJECT LOCATED WITHIN GOSHEN TOWNSHIP...05-1007-003...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, E.I.T., Design Engineer, with the concurrence of Lyle G.

Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to adopt Resolution Number **223-05** determining to make improvements relative to the construction, operation, and maintenance of the O'Bannon Creek Wastewater Treatment Plant Renovations Project as set forth in Exhibit A, attached thereto and made a part thereof, designated as Project Number 651-0845, situated in Goshen Township, in conformance with the detailed plans, specifications and estimates of cost and financing as herein ratified and confirmed, all of which shall be paid from one or more of any combination of the Sewer System Replacement and Improvements Fund, Sewer System Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from sewer rates and charges levied for the operation of the Clermont County Sewer System.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 651-0845 RELATIVE TO THE O'BANNON CREEK WASTEWATER TREATMENT PLANT RENOVATIONS PROJECT LOCATED WITHIN GOSHEN TOWNSHIP...05-1007-004...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, E.I.T., Design Engineer, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to approve the request to advertise for bids for Project Number 651-0845 relative to the O'Bannon Creek Wastewater Treatment Plant Renovations Project located within Goshen Township, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 10/27/05, scheduling a non mandatory Pre-Bid Meeting on Wednesday, 11/09/05 at 10:00 A.M., with bids to be received until **2:00 P.M. Local Time on Thursday, 11/17/05**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...AGREEMENT WITH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION (ODOT) RELATIVE TO THE RELOCATION OF A WATER MAIN IN CONJUNCTION WITH ODOT PROJECT NUMBER CLE-28-3.81, PID NUMBER 7948, LOCATED IN MIAMI TOWNSHIP...05-1005-005...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Mark Jaehnen, Engineering Coordinator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute an Agreement by and between the County of Clermont, Ohio, and the State of Ohio Department of Transportation (ODOT), P.O. Box

899, Columbus, Ohio 43216-1899 relative to the relocation of a water main in conjunction with ODOT Project Number CLE-28-3.81, PID Number 7948, for the widening of SR 28 from the east end of Bypass 28 to Branch Hill-Guinea Pike located in Miami Township, for an estimated amount of \$333,400.00, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...GRANT OF WATER EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 621-0991 RELATIVE TO THE CONSTRUCTION OF THE RPM PIPE WATER MAIN REPLACEMENT PROJECT LOCATED IN UNION TOWNSHIP...05-1011-005...ACCEPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carole S. Schulze, Negotiator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the following Grant of Water Easement with Right of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing and removing or reinstalling water utility lines, pumping equipment and all incidental appurtenances required for the transportation of water in, on, under, and across the property of the Grantor for Project Number 621-0991 relative to the construction of the RPM Pipe Water Main Replacement Project located in Union Township, and to authorize the County Auditor to remit payment in the amount outlined below and as indicated on the settlement sheet attached thereto as compensation for the Permanent Easement and Right-of-Way granted thereby:

Grantor	Parcel Number(s)	Compensation
Grammas Properties IV, LLC 637 E. Ohio Pike, Suite H Cincinnati, Ohio 45245 Property Location: State Route 125 and Rolling Oaks Drive	41-32-17G-051 41-32-17G-270	Perm \$11,461.00

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF WATER AND/OR SANITARY SEWER MAIN EXTENSIONS LOCATED IN UNION OR MIAMI TOWNSHIPS...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and/or Sanitary Sewer Main Extensions to serve the following subdivisions/locations in Union or Miami Townships:

Subdivision/Location	Township	Water	Sewer
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Ten Mile Center DC# 05-1011-003 *Secured by Official Check Number 2755468, dated 09/22/05, issued by Fifth Third Bank, Kentucky, Inc., Lexington, Kentucky on behalf of Merwin Office Park, LLC	Union		\$1,000.00*
Eastgate Oaks Subdivision DC# 05-1011-002 *Secured by Cashier's Check Number 50153 in the amount of \$5,000.00, dated 09/20/05, issued by Spring Valley Bank, Wyoming, Ohio 45215 on behalf of Oaks of Eastgate, LLC	Union	\$2,500.00*	\$2,500.00*
Hoffman Road Orchard Valley Subdivision DC#05-1011-004 *Secured by Official Check Number 519101983, dated 09/12/05, issued by U.S. Bank Travelers Express Company, Inc., P.O. Box 9476, Minneapolis, Minnesota 55480 on behalf of WRS-Gallenstein, Ltd	Miami		\$1,000.00*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...FOREST GLEN
SUBDIVISION/SECTION 1/BATAVIA TOWNSHIP...COMBINED
PERFORMANCE-MAINTENANCE BOND AS SURETY FOR THE
INSTALLATION OF SANITARY SEWER MAIN EXTENSIONS FOR
SAME...05-1011-006...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute a Combined Performance-Maintenance Bond as surety for installation of sanitary sewer main extensions to serve the following subdivision within Batavia Township in the amounts outlined below pursuant to Article VIII, Section 801.B of the Clermont County Subdivision Rules and Regulations:

Subdivision	Township	Performance-Maintenance
Forest Glen Subdivision Section 1 DC# 05-1011-006 *Secured by Irrevocable Standby Letter of Credit Number CIS404268 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD10903C, Cincinnati, Ohio 45263	Batavia	\$265,000.00/\$10,230.00*

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...RELEASE OF
MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF
WATER AND/OR SANITARY SEWER MAIN EXTENSIONS AND
ACCEPTANCE OF SAME INTO THE COUNTY WATERWORKS/ SEWER
SYSTEMS...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to authorize the release of Maintenance Bonds which provided surety for the installation of water and/or sanitary sewer main extensions to serve the following subdivisions/locations and to accept said water and/or sanitary sewer main extensions into the County Waterworks/Sewer Systems pursuant to the Clermont County Sewer District Rules and Regulations:

Subdivision/Location	Township/Village	Water	Sewer
Huntley Road Water Main Extension DC# 04-0720-001 *Secured by Official Check #2630091 issued by Fifth Third Bank, Kentucky, Inc., Lexington, Kentucky on behalf of Janet Gragg	Goshen	\$1,000.00*	
Speedway Super America 51 West Main Street DC# 03-1110-002	Village of Amelia		\$1,000.00
Ashton Woods Subdivision Section 1 Block A & B DC# 02-0826-002	Miami		\$16,300.00
Ashton Woods Subdivision Section 3 Block A DC# 04-0503-001	Miami		\$6,550.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 1 TO THE
CONTRACT WITH LANGENHEIM AND THOMSON COMPANY FOR
PROJECT NUMBER TA-19-03 RELATIVE TO THE MT. OLIVE POINT
ISABEL ROAD BRIDGE REPLACEMENT PROJECT LOCATED IN TATE
TOWNSHIP...05-0321-001...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 1 to the Contract with Langenheim and

Thomson Company, P.O. Box 27008, Cincinnati, Ohio 45227, previously ratified by the Board on 05/24/05, for Project Number TA-19-03 relative to the Mt. Olive Point Isabel Road Bridge Replacement Project located in Tate Township, which represents an increase in the amount of \$5,167.67, for a total adjusted contract price to date of \$154,555.71 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...PERMANENT EASEMENT HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER MI-23-04 RELATIVE TO THE DRY RUN ROAD BRIDGE (T233-1.13) REPLACEMENT PROJECT LOCATED WITHIN MIAMI TOWNSHIP...05-1006-003...ACCEPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the following Permanent Easement heretofore granted and conveyed to the County of Clermont, Ohio, for roadway and drainage purposes necessary for Project Number MI-23-04 relative to the Dry Run Road Bridge (T233-1.13) Replacement Project located within Miami Township, and to authorize payment as compensation for the Permanent Easement and Right-of-Way granted thereby and Repairs relative thereto:

Grantor	Parcel Number(s)	Compensation	
Rondel Lee and Sandra L. Hill 5212 Dry Run Road Milford, Ohio 45150	19-24-08D-010	Perm	\$ 925.00
	19-24-08D-046	Repairs	\$ 1,075.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 224-05/RESOLUTION SETTING A DATE FOR A PUBLIC HEARING AND AUTHORIZING PUBLICATION OF "NOTICE OF PUBLIC HEARING" RELATIVE TO THE PROPOSED ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS FOR IANNELLI ENTERPRISES, LLC...05-0929-004...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Office of Economic Development, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Number 224-05 resolving to set a date for a public hearing and authorizing publication of "Notice of Public Hearing" relative to the proposed issuance of industrial development revenue bonds in an amount not to exceed \$1,700,000.00 in order to assist Iannelli Enterprises, LLC, 4111 Founders Boulevard, Batavia, Ohio 45103 in financing the costs of acquiring, rehabilitating and equipping certain real and personal property, including but not limited to a facility to be improved and equipped to be utilized in the manufacturing of protection devices for building gutters, to be located on an approximately 10.3 acre tract in Batavia Township, Clermont County, Ohio, with said "Notice of Public Hearing" to be published once in the Cincinnati Enquirer at least fourteen days prior to the date thereof

pursuant to and in compliance with Section 215 of the Tax Equity and Fiscal Responsibility Act of 1982 (Section 147 (f) of the Internal Revenue Code of 1986, as amended). Public Hearing to be held on Wednesday, **November 9, 2005**, at 1:00 P.M. Local Time in the Office of the Board of County Commissioners, Clermont County, Ohio, 101 East Main Street, Batavia, Ohio 45103.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...LEASE AGREEMENT WITH THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR THE LEASE OF OFFICE SPACE AT 457 WEST MAIN STREET, BATAVIA, OHIO, FOR THE PURPOSE OF DRIVERS EXAMINATION OPERATIONS...05-1005-004...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to execute a Lease Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and the Ohio Department of Public Safety, Ohio State Highway Patrol, 1970 West Broad Street, 5th Floor, Columbus, Ohio 43223 for the lease of 1,939 sq. ft. of office space within the County building located at 457 West Main Street, Batavia, Ohio 45103, for the purpose of drivers examination operations at an annual rate of \$22,193.40 payable by the Ohio Department of Public Safety in four quarterly installments of \$5,548.35, effective for the period of 12/01/05 through 6/30/07, subject to automatic renewals at the same rate, unless actual cost to the County support a change in the rates, and the County notifies the State at least six months prior to the lease expiration, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...REQUEST TO INITIATE PROCEDURES TO VACATE A PORTION OF CHARMALEE DRIVE SITUATED IN BATAVIA TOWNSHIP AND PUBLICATION OF LEGAL NOTICE RELATIVE TO THE VIEWING AND PUBLIC HEARING THEREON...05-1005-001...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the request of the Board of Batavia Township Trustees to initiate procedures to vacate a portion of Charmalee Drive situated in Batavia Township, Clermont County, Ohio, pursuant to Section 5553.04 of the Ohio Revised Code and further resolve to authorize the Clerk of the Board to place Legal Notice in the Clermont Sun for two consecutive weeks commencing Thursday, **10/27/05**, designating the date and time of the Viewing and the date, time, and location of the Public Hearing for the proposed vacation thereon pursuant to Section 5553.05 of the Ohio Revised Code. The Viewing and Final Hearing on the Proposed Vacation of a portion of Charmalee Drive in Batavia Township to be held on **Wednesday, November 9, 2005, with the Viewing at 11:30 A.M. Local Time and the Final Hearing at 2:30 P.M. Local Time** in the Office of the Board of County Commissioners, Clermont County, Ohio, 101 East Main Street, Batavia, Ohio 45103-2960.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY RECORDER...REQUEST TO JOIN A PROFESSIONAL ORGANIZATION...05-1010-003...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Request to join a professional organization and to authorize payment of the annual dues in the amount outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of routine expenses associated therewith, pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2005 and any and all amendments subsequent thereto:

Elected Official or Department/Employee	Organization	Annual Dues	Term
County Recorder Carolyn Green Roger J. Maham	International Association of Clerks, Recorders, Election Officials and Treasurers	\$240.00	09/01/05 through 08/31/06

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR THE PROVISION OF MAINTENANCE ON OFFICE EQUIPMENT...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to execute Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below, pursuant to the terms and conditions set forth therein:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Clermont County Court of Common Pleas DC# 05-1006-005	Peter Paul Office Equipment, Inc. 711 Carr Street Cincinnati, Ohio 45203	Ricoh FT-5535 Copier S/N: A36905050485	\$450.00 plus \$0.0225 per copy in excess of 20,000 copies	10/07/05 through 10/07/06
Clermont County Juvenile Court DC# 05-1012-001	ABS Business Products, Inc. 10855 Medallion Drive Cincinnati, Ohio 45241- 4829	Sharp AR-M550 Copier S/N: 55007917 Toshiba E-45 Copier S/N: CTJ234709 Toshiba E-350 Copier S/N: CPH426324 Sharp SD2260 Copier S/N: 86212695	\$0.009 per copy with no minimum \$0.009 per copy with no minimum \$0.009 per copy with no minimum \$0.01 per copy with no minimum	10/05/05 through 10/04/06

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
 ACTIONS FOR FISCAL YEAR 2005...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2005 (Resolution Number 217-04) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

\$ 35,000.00	From General Fund 100-1305-5300 to 100-1305-6600 (Economic Development Purchased Services to Capital Outlay)
\$ 55,123.00	From Water Revenue Fund 601-8550-7000 to 601-8550-5300 (Water Administration Reimb/Transfers/Adv to Purchased Services)
\$ 26,500.00	From Water Revenue Fund 601-8550-6600 to 601-8552-5700 (Water Administration Capital Outlay to Distribution Division Materials & Supplies)
\$ 3,196.63	From Water Revenue Fund 601-8551-6600 to 601-8552-5700 (Treatment Division Capital Outlay to Distribution Division Materials & Supplies)
\$ 8,500.00	From Water Revenue Fund 601-8552-6600 to 601-8552-5121 (Distribution Division Capital Outlay to Overtime)
\$ 1,000.00	From Water Revenue Fund 601-8552-6600 to 601-8552-5300 (Distribution Division Capital Outlay to Purchased Services)
\$ 14,315.08	From Water Revenue Fund 601-8552-6600 to 601-8552-5700 (Distribution Division Capital Outlay to Materials & Supplies)

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2005

\$ 2,230.00	General Fund – Facilities Management	100-1013-5132	Retirement Payout
\$ 4,665.00	General Fund – Juvenile Court	100-2140-5132	Retirement Payout
\$ 6,218.00	General Fund – Jail Corrections	100-4198-5132	Retirement Payout
\$ 69.00	General Fund - Clermont County Sheriff's Office Road Patrol	100-4404-5132	Retirement Payout
\$ 99,000.00	Community Transportation Fund	218-7016-5300	Purchased Services
\$ 17,000.00	Community Transportation Fund	218-7016-5700	Materials & Supplies
\$ 15,000.00	Community Transportation Fund	218-7016-6100	Maintenance & Repair
\$ 65,755.00	Airport Improvement Fund	411-1019-6100	Maintenance & Repair

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2005 and any and all amendments subsequent thereto:

PROSECUTING ATTORNEY

Stephanie Heckler and Holly Cruey: One (1) day – Cincinnati, Ohio – YWCA of Greater Cincinnati, Eastern Area, Seminar entitled “Children Who Witness Domestic Violence: Our Need to Understand and Respond” - Total expenses not to exceed \$48.73.

Daniel Breyer, David Carter, Allan Edwards and Darrell Hawkins: One (1) day – Cincinnati, Ohio – First Annual Hamilton County Prosecuting Attorneys Office Fall Legal Seminar entitled “Ethics, Substance Abuse, and Professionalism” - Total expenses not to exceed \$297.00.

CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT

Jeremy Gaskins and Julie Frey: Three (3) days – Cincinnati, Ohio – Institute for Training and Development Course entitled “Motivational Interviewing: Facilitating the Change” - Total expenses not to exceed \$270.00.

CLERMONT COUNTY COURT OF COMMON PLEAS

Darren Miller: One (1) day – Columbus, Ohio – Moritz College of Law Seminar entitled “Uniform Mediation Act” - Total expenses not to exceed \$225.00.

DEPARTMENT OF JOB AND FAMILY SERVICES

Mindy King: One (1) day – Cincinnati, Ohio - Tri State Adoption Fair Conference - Total expenses not to exceed \$69.40.

Brenda Gilreath and Theresa Ellison: Three (3) days – Columbus, Ohio – Ohio Child Support Directors Association Partners Conference - Total expenses not to exceed \$970.00.

CLERMONT COUNTY SEWER DISTRICT

David Linville, Michael McCoy, James Pindell, Greg Sunnenberg and Bill Slaven: One (1) day – Mason, Ohio - Fourth Annual Southwest Ohio Water Environmental Association Plant Operations Seminar - Total expenses not to exceed \$200.00.

Rick Fueston: One (1) day – Batavia, Ohio – Technical Learning College On-Line Confined Space Course - Total expenses not to exceed \$75.00.

TREATMENT ALTERNATIVES TO STREET CRIME

Dee Hargitt and Amy Guendelsberger: Three (3) days – Dublin, Ohio –Ohio Treatment Alternatives to Street Crime Monthly Association Meeting and the 2005 Annual Ohio Community Corrections Organization Conference entitled “Practical Implementation of Effective Correctional Practices” - Total expenses not to exceed \$1,217.00.

OFFICE OF ECONOMIC DEVELOPMENT

Jennifer Fedorov: One (1) day – Cincinnati, Ohio – Clermont Chamber of Commerce Legislative Luncheon - Total expenses not to exceed \$30.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: PERSONNEL ACTION FORMS...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to approve the following personnel actions:

DEPARTMENT OF JOB AND FAMILY SERVICES

Michele D. Dotson: PA #14387 - Account Clerk 2 - Change/End of Probation - Effective 10/17/2005.

Nancy Elig: PA #14335 - Investigator 3 - Change/Other/Change Date for Longevity Increase - Effective 09/26/2005.

Joe Whitmore: PA #14388 - Program Evaluator - Change/Promotion - Effective 12/05/2005.

Susan M. Bellville: PA #14391 - Income Maintenance Aide 2 - Separation/Resigned - Effective 10/21/2005.

Monique Gibson: PA #14390 - Income Maintenance Worker 3 - Separation/Resigned - Effective 10/28/2005.

CLERMONT TRANSPORTATION CONNECTION

Sauna L. Meale: PA #14389 - Vehicle Operator - Separation/Resigned - Effective 10/07/2005.

David Dumont: PA #14392 - Vehicle Operator - Appointment/Part-Time Permanent - Effective 10/24/02005.

CLERMONT COUNTY SEWER DISTRICT

Sam Tigert: PA #14393 – WSD Operations Technician - Change/End of Probation - Effective 10/04/2005.

Alex DaDalt: PA #14404 – WSD Operations Technician - Change/Extend Probationary Period - Effective 10/18/2005

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: A MOTION BY MRS. WALKER, SECONDED BY MR. CROSWELL, TO GO INTO EXECUTIVE SESSION AT 1:54 P.M. PURSUANT TO SECTION 121.22(G)(2) OF THE OHIO REVISED CODE REGARDING THE PURCHASE OF PROPERTY FOR PUBLIC PURPOSES, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 2:33 P.M. WITH NO ACTION TAKEN.

IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF A CHECK IN THE AMOUNT OF \$10,000.00 TO SERVE AS EARNST FUNDS FOR THE PURCHASE OF REAL ESTATE LOCATED IN CLERMONT COUNTY, OHIO...05-1020-003...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to authorize the Clermont County Auditor to issue a check in the amount of \$10,000.00, payable to the First Assurance Title Agency, Escrow Agent, 230 Northland Blvd., Suite 110, Cincinnati, Ohio 45246, as earnest funds for the purchase of real estate located in Clermont County, Ohio, with the referenced funds to be deposited with such agency together with executed copies of the Real Estate Purchase Agreements when said Agreements are fully executed, with said escrow funds to facilitate negotiations of such Agreements in a timely manner, and to be payable or refunded in accordance with the terms of the final Real Estate Purchase Agreements.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mrs. Walker, to approve the minutes of Regular Session of **10/19/05** carried with all members present voting.

IN RE: ADJOURNMENT...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

ROBERT L. PROUD, PRESIDENT

MARY C. WALKER, VICE PRESIDENT

R. SCOTT CROSWELL III, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

10/19/05

DATE APPROVED